

As used in this chapter:

(1) "Anesthesiologist" means an individual who:

(a) is licensed under Chapter 67, Utah Medical Practice Act, or Chapter 68, Utah Osteopathic Medical Practice Act; and

(b) has completed a residency program in anesthesiology.

(2) "Anesthesiologist assistant" means an individual licensed under this chapter.

(3) "Board" means the Physicians Licensing Board created in Section 58-67-201.

(4) "Practice of assisting an anesthesiologist" means personally performing the health care services delegated to the anesthesiologist assistant by the supervising anesthesiologist in accordance with the acceptable medical practice and the American Society of Anesthesiologists' guidance for best practice of anesthesia in a care team model.

(5) "Supervision ~~§~~→ standards ~~←~~§ " means ~~§~~→ [a supervising anesthesiologist is immediately available in

physical proximity that allows the anesthesiologist to return and re-establish direct contact with the patient to meet the medical needs and address any urgent or emergent clinical problems.] standards that:

(a) are established by the division through rule; and

(b) comply with the rules and regulations for anesthesia service reimbursement created by the Centers for Medicare and Medicaid Services. ~~←~~§

Section 3. Section 58-70b-102 is enacted to read:

**58-70b-102. Rulemaking.**

In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the division may make rules as authorized by this chapter.

Section 4. Section 58-70b-201 is enacted to read:

## **Part 2. Board**

**58-70b-201. Board.**

The board shall regulate anesthesiologist assistants.

Section 5. Section 58-70b-301 is enacted to read:

## **Part 3. Licensing**

**58-70b-301. Licensure required -- Supervision -- Issuance of licenses.**

(1) Beginning January 1, 2023, and except as provided in Section 58-1-307:

(a) a license is required to engage in the practice of assisting an anesthesiologist; and

(b) the practice of assisting an anesthesiologist requires ~~§~~→ [supervision] compliance with supervision standards ~~←~~§ .

(2) The division shall issue to any individual who qualifies under this chapter a license to practice as an anesthesiologist assistant.

Section 6. Section 58-70b-302 is enacted to read:

(a) using the title "anesthesiologist assistant" or any other title or designation tending to indicate that the individual is an anesthesiologist assistant unless that individual has a current license as an anesthesiologist assistant issued under this chapter; or

(b) engaging in the practice of assisting an anesthesiologist without being an anesthesiologist assistant.

(2) An anesthesiologist assistant commits unlawful conduct by engaging in the practice of assisting an anesthesiologist without ~~§~~→ **[supervision]** complying with supervision standards

←~~§~~ .

Section 9. Section **58-70b-402** is enacted to read:

**58-70b-402. Unprofessional conduct.**

An anesthesiologist assistant commits unprofessional conduct by:

(1) engaging in any act or practice in a professional capacity which the licensee is not competent to perform through training or experience;

(2) failing to refer a client to other competent professionals when the licensee is unable or unwilling to adequately support or serve the client;

(3) failing to maintain the confidentiality of any information received from a client, unless released by the client or otherwise authorized or required by law; or

(4) exploiting a client for personal advantage, profit, or interest.